

ASSEMBLY BILL

No. 80

Introduced by Assembly Member Blakeslee

December 19, 2008

An act to amend Section 115841 of the Health and Safety Code, relating to reservoirs.

LEGISLATIVE COUNSEL'S DIGEST

AB 80, as introduced, Blakeslee. Reservoirs: recreational use.

Existing law prohibits the recreational use of reservoirs where water is stored for domestic use and defines recreational use for this purpose to include recreation in which there is bodily contact with the water by a participant. Existing law exempts certain reservoirs from this prohibition, including, but not limited to, Nacimiento Reservoir, and sets forth conditions and restrictions to ensure water purity. Existing law imposes water treatment requirements on an agency that removes water from the Nacimiento Reservoir that must be completed prior to its domestic use.

This bill would exempt Lopez Lake Reservoir from this prohibition if certain conditions are met. This bill also would permit an agency that removes water from either the Nacimiento Reservoir or Lopez Lake Reservoir to use specified alternative filtration systems to satisfy the water treatment requirement.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 115841 of the Health and Safety Code is amended to read:

115841. Recreational activity in which there is bodily contact with the water by any participant shall continue to be allowed in Nacimiento Reservoir *and Lopez Lake Reservoir* in accordance with all of the following ~~requirements~~ *requirements*:

(a) Any agency that removes water from ~~the~~ *either* reservoir for domestic use shall comply with any, or at a minimum, one of the following with regard to the water removed:

(1) The water subsequently receives complete water treatment in compliance with all applicable department regulations, including coagulation, flocculation, sedimentation, filtration, and disinfection, *or an alternative filtration system that complies with all applicable department regulations and requirements*, before being used for domestic purposes.

(2) The water is discharged in a manner that allows percolation into a subsurface groundwater basin for subsequent extraction from only those groundwater wells that have been determined by the department not to be under the influence of surface water pursuant to Chapter 17 (commencing with Section 64650) of Division 4 of Title 22 of the California Code of Regulations and subsequently receives disinfection and complies with all applicable department regulations before being used for domestic purposes.

(3) The water is discharged in a manner that allows percolation into a subsurface groundwater basin for subsequent extraction from groundwater wells under the influence of surface water that receives treatment pursuant to Chapter 17 (commencing with Section 64650) of Division 4 of Title 22 of the California Code of Regulations and complies with all applicable department regulations.

(b) The reservoir is operated in compliance with regulations of the department.

(c) The water stored for domestic purposes that may be excepted from the requirements of subdivision (b) of Section 115825 is removed from the reservoir by an agency for domestic purposes

- 1 only in San Luis Obispo County and only in an amount for which
- 2 that agency has a contractual right.

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